

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	LABAT et al.	Examiner:	unknown
Serial No.:	unknown	Group Art Unit:	unknown
Filed:	21 August 2003	Docket No.:	11123.72US01
Title:	SYSTEM FOR MONITORING THE MOVEMENTS OF CONSTRUCTION WORK PARTS		

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**CERTIFICATE UNDER 37 CFR 1.10:**

"Express Mail" mailing label number: EV347837466US

Date of Deposit: August 21, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Name: John Junkers

**INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

Applicant hereby brings attention to the Examiner that the references listed were cited in a European Search Report dated 15 May 2003. A copy of the Search Report is enclosed.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

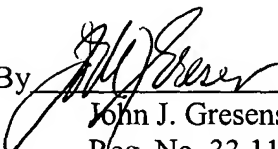
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Dated: 21 August 2003

By   
John J. Gresens  
Reg. No. 33,112


JJG:hjh

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 11123.72US01	Application Number: unknown
	Applicant: LABAT et al.	
	Filing Date: 21 August 2003	Group Art Unit: unknown

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4 889 997	26 Dec. 1989	TOMIOLO			

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		United States Army Corps of Engineer Manual EM 1110-2-1009. "Monitoring structural deformations using the global positioning system". In <u>Engineering and Design-Structural Deformation Strategy</u> . 1 June 2002.

EXAMINER	DATE CONSIDERED	 <b>23552</b> PATENT TRADEMARK OFFICE
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.		